

4 December 2006



REPLY TO
ATTENTION OF

Regulatory Division

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
P.O. BOX 4970
JACKSONVILLE, FLORIDA 32232-0019

PUBLIC NOTICE

GENERAL PERMITS

SAJ-92

Fill for Florida Department of Transportation, Districts 2, 3, 5 and Florida Turnpike Enterprise

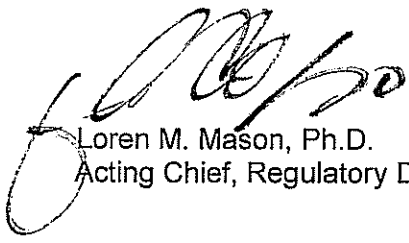
TO WHOM IT MAY CONCERN: To simplify and speed evaluation of Department of the Army permit applications, the Jacksonville District, U.S. Army Corps of Engineers promulgates Regional General Permits (general permits) to authorize a variety of minor activities.

BACKGROUND: On November 22, 2006, SAJ-92 became effective. A copy is attached to this public notice and as soon as possible, a copy with attachments will be posted on the Jacksonville District Regulatory Division internet web page at the following address:

http://www.saj.usace.army.mil/permit/permitting/permit_types.htm

Authorization for activities under this permit will remain in effect until November 22, 2011.

If you have any questions concerning this action, you may contact Mr. Andrew Phillips at the letterhead address above or by telephone at 321-504-3771 (x-14).


Loren M. Mason, Ph.D.
Acting Chief, Regulatory Division

DEPARTMENT OF THE ARMY

REGIONAL GENERAL PERMIT SAJ-92

FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICTS 2, 3, 5, and Florida's Turnpike Enterprise

Upon recommendation of the Chief of Engineers, pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. § 403) and Section 404 of the Clean Water Act (33 U.S.C. § 1344), general authority is given for activities required for the construction of three types of projects specifically approved by the Federal Highway Administration as either Type 1 Categorical Exclusions, Programmatic Categorical Exclusions or Capacity Improvement Projects. The SAJ-92 is authorized for use only in non-tidal waters of the U.S., excluding non-tidal wetlands adjacent to tidal waters, within the operation areas of Florida Department of Transportation (FDOT) Districts 2, 3, 5 and the Florida Turnpike Enterprise (FTE), see Attachment 1 for geographic boundaries for the FDOT districts. The geographic boundaries of the FTE for use by this RGP are the same as those of FDOT Districts 2, 3, and 5. Specific FDOT counties include: Alachua, Baker, Bay, Bradford, Brevard, Calhoun, Clay, Columbia, Dixie, Duval, Escambia, Flagler, Franklin, Gadsden, Gilchrist, Gulf, Hamilton, Holmes, Jackson, Lafayette, Lake, Leon, Levy, Liberty, Madison, Marion, Nassau, Okaloosa, Orange, Osceola, Putnam, Santa Rosa, Seminole, St. Johns, Sumter, Suwannee, Taylor, Union, Volusia, Wakulla, Walton, and Washington counties, except for those locations listed below in Special Condition 12, and subject to the following conditions:

SPECIAL CONDITIONS:

The project approval process to determine if an individual project conforms to the requirements and criteria of RGP SAJ-92 will include the following standard review requirements:

1. This regional general permit is limited to linear transportation projects that have been reviewed through the FDOT Efficient Transportation Decision Making (ETDM) process.
2. This regional general permit will authorize impacts to non-tidal wetlands specifically for Capacity Improvement Projects. The term "capacity" is used to express the maximum hourly rate at which persons or vehicles can reasonably be expected to traverse a point or uniform section of a lane or a roadway during a given time period under prevailing roadway and traffic conditions. In the generic sense the term encompasses broader relations between highway characteristics and conditions, traffic composition and flow patterns, and the relative degree of congestion at various traffic volumes throughout the range from very light volumes to those equaling the capacity of the facility as defined above. A capacity improvement is normally implemented by the addition of through travel lanes. This RGP will not authorize the construction of new "non-existing" roadways.
3. No work shall be performed until the applicant submits satisfactory plans for the proposed activity and receives written authorization from the District Engineer.

4. Conformance with descriptions and quantities contained herein does not necessarily guarantee authorization under this regional general permit. The District Engineer reserves the right to require that any request for authorization under this regional general permit be evaluated as a standard permit.

5. Prior to the initiation of any construction, projects qualifying for SAJ-92 must conform to the applicable permitting requirements of s. 403.813, F.S., or be authorized under Part IV of Chapter 373 by the Department of Environmental Protection, a water management district under s. 373.069, F.S., or a local government with delegated authority under s. 373.441, F.S., and receive Water Quality Certification (WQC) and Coastal Zone Consistency Concurrence (CZCC) or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC, as appropriate.

6. Avoidance and minimization and coordination/consultation with the appropriate federal and state agencies will be facilitated through the ETDM review process.

7. No less than 60 days prior to the start of work, the State Historic Preservation Officer (SHPO) in Tallahassee, should be contacted by the permittee, or other party on the permittee's behalf. The SHPO will review the project area and provide written findings to the permittee, or other party.

If unexpected cultural resources are encountered at any time within the project area that was not the subject of a previous cultural resource assessment survey, work should cease in the immediate vicinity of such discoveries. The permittee, or other party, should notify the SHPO immediately, as well as the appropriate Army Corps of Engineers office. After such notifications, project activities should not resume without verbal and/or written authorization from the SHPO.

If unmarked human remains are encountered, all work shall stop immediately, and the proper authorities notified in accordance with Section 872.05, *Florida Statutes*, unless on Federal lands. After such notifications, project activities on non-Federal lands shall not resume without verbal and/or written authorization from the Florida State Archaeologist for finds under his or her jurisdiction.

8. Recommendations and commitments included in the ETDM process will be reviewed during the design phase and included in the construction plans and specifications. A copy of these specifications must be submitted with the permit application. In addition, the minimization of wetland impacts resulting from roadway and/or stormwater treatment ponds will be implemented during the design phase through the application of specific Quality Enhancement Strategies (QES). QES have been designed by FDOT District-5 and are included as Attachment 2. The QES will apply to all FDOT districts requesting the use of this regional general permit. As a

result of the QES process, permit applications submitted will include a written statement explaining how avoidance and minimization for losses of waters of the United States were achieved on the project site.

9. Mitigation requirements are met through Senate Bill 1986 (Sec. 373.4137 F.S.) or mitigation approved by the appropriate regulatory agency and the Corps.

10. This regional general permit will authorize 5.0 acres of wetland impacts per mile of project length. Impacts per mile are based on a total of direct and secondary wetland impacts per mile of project length including the construction of stormwater management systems. Direct and secondary impacts may occur outside of the right-of-way for the construction of storm water management systems. The project length will be defined by the Florida Department of Transportation.

11. Prior to the issuance of SAJ-92, the applicant (FDOT, Federal Highways Administration, or others) shall provide the Corps with a copy of either a concurrence document (for No Effect, or May Affect Not Likely to Adversely Affect determinations) or a finalized biological opinion (for May Affect Likely to Adversely Affect determinations) written by the U.S. Fish and Wildlife Service (USFWS). These documents demonstrate that individual project consultation has been completed. For FDOT projects without Federal funding which affect federally listed species, Section 7 consultation shall be initiated by the Corps and consultation will be completed prior to issuance of SAJ-92. **Note:** This Regional General permit has undergone consultation with Service on the selected Federally listed and candidate species and any designated critical habitat listed on Table 1 (attachment 3). If the proposed activity requires re-initiation of Section 7 consultation under the Endangered Species Act with the Service on those or any other listed or candidate species or designated critical habitat, the proposed activity cannot be authorized under SAJ-92 until the consultation is concluded.

12. No authorizations under SAJ-92 shall be made for projects that jeopardize the continued existence of a threatened or endangered species or destroy or adversely modify designated critical habitat.

13. No authorizations under SAJ-92 shall be made for projects that impact very rare species, specifically the endangered Perdido Key beach mouse, Choctawhatchee beach mouse, and the St. Andrew beach mouse.

14. All terms and conditions provided by the USFWS shall be included as a special condition of any projects verified under SAJ-92.

15. No authorizations under SAJ-92 shall be made for projects that cause an unauthorized "take" of a Federally listed species.

16. No work shall be authorized by SAJ-92 which may have direct or secondary impacts to estuarine, marine emergent and/or submerged aquatic vegetation.

17. This permit does not authorize stream channelization or the bank-to-bank filling, relocating and/or culverting of more than 300 linear feet of perennial or intermittent streams. The authorized activities must not increase flooding, or negatively impact the pre-project hydraulic flow characteristics or water quality of any affected stream.

18. Best management practices for erosion and sediment control must be used to prevent water quality violations during and after construction. These shall include a construction-phase water management and erosion plan that is designed and implemented to include site-specific measures adapted from practices and procedures described in the following publications that are adopted herein and incorporated by reference:

1. The guidelines set forth in Chapter 6 "The Florida Development Manual: A Guide to Sound Land and Water Management," (FDER 1988) and
2. The provisions set forth in "The Florida Stormwater, Erosion, and Sediment Control Inspector's Manual" (FDEP and FDOT 1999)

19. Authorization under this regional general permit is void at any time if the information provided by the applicant in support of the permit application proves to have been false, incomplete, or inaccurate.

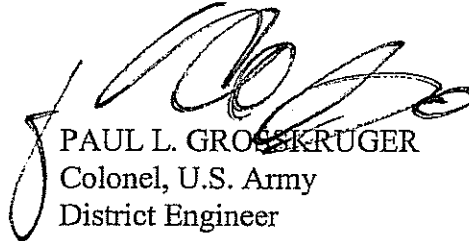
20. SAJ-92 shall be valid for a period of five years from the date of issuance unless suspended or revoked by issuance of a public notice by the District Engineer. If SAJ-92 expires or is revoked prior to completion of the authorized work, authorization of activities that have commenced or are under contract to commence in reliance on SAJ-92 will remain in effect provided the activity is completed within 12 months of the date SAJ-92 expired or was revoked.

21. For projects authorized under the SAJ-92 in navigable waters of the United States, the permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

22. Within 60 days of the authorized work and mitigation, the attached Self-Certification Statement of Compliance must be completed and submitted to the Corps. Mail the completed form to the Jacksonville District, Enforcement Section, Post Office 4970, Jacksonville, Florida 32232-0019. Attachment 4

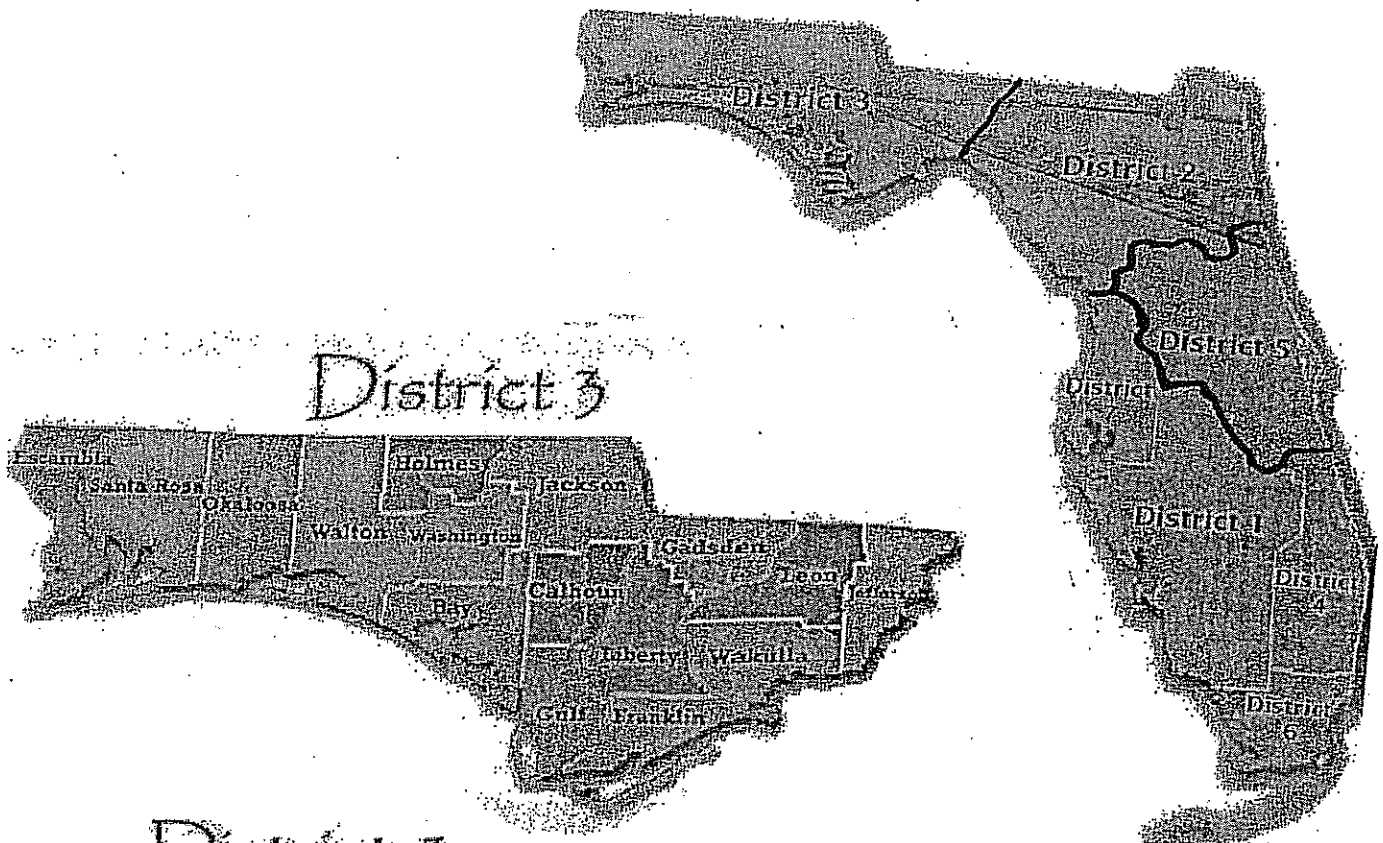
23. The permittee shall perform all work in accordance with the general conditions included as Attachment 5.

BY AUTHORITY OF THE SECRETARY OF THE ARMY



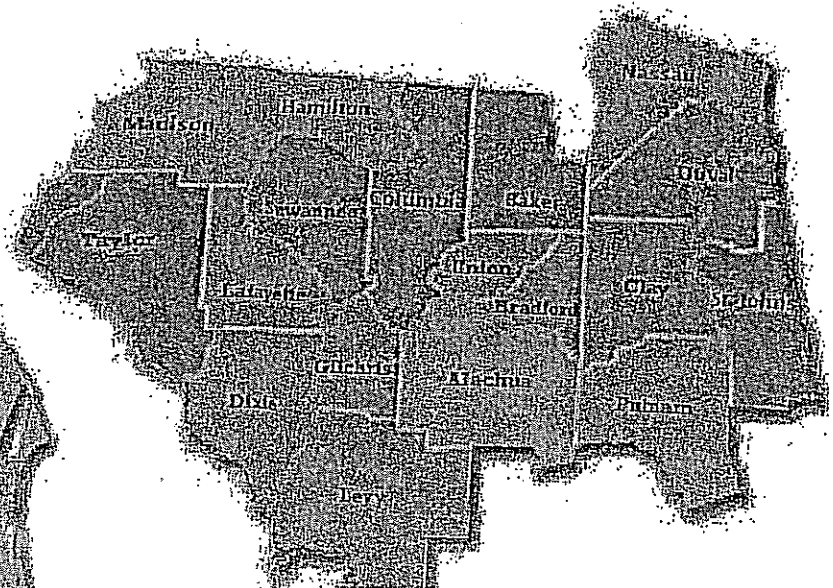
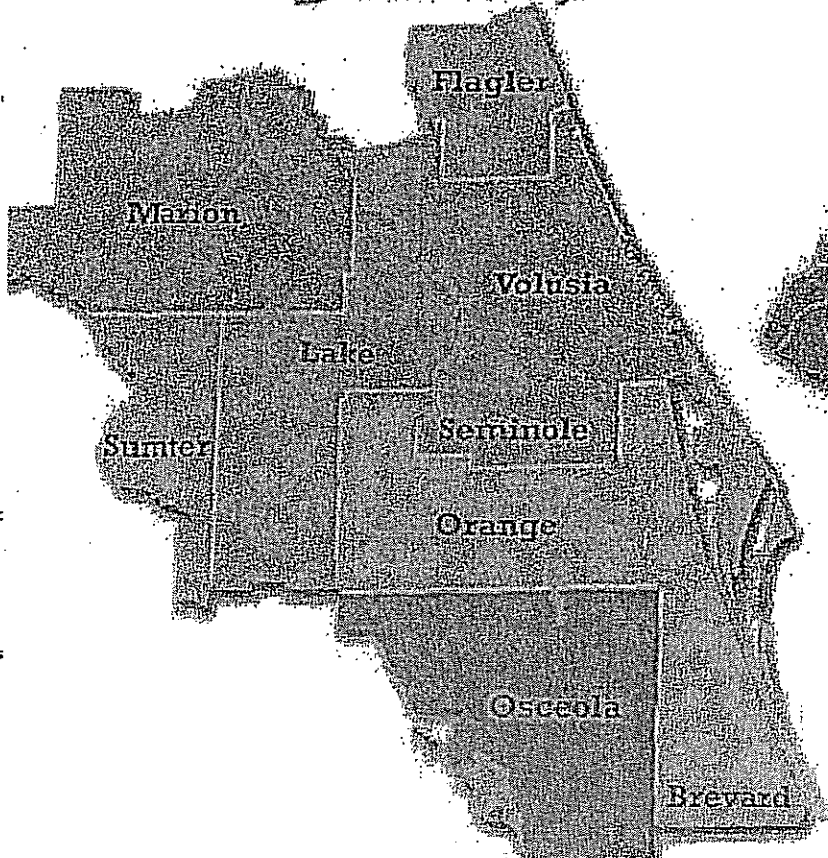
PAUL L. GROSSKRUGER
Colonel, U.S. Army
District Engineer

Geographic Boundaries of FDOT Districts



District 3

District 2



U.S. Army Corps of Engineers

Permit # SAT-92

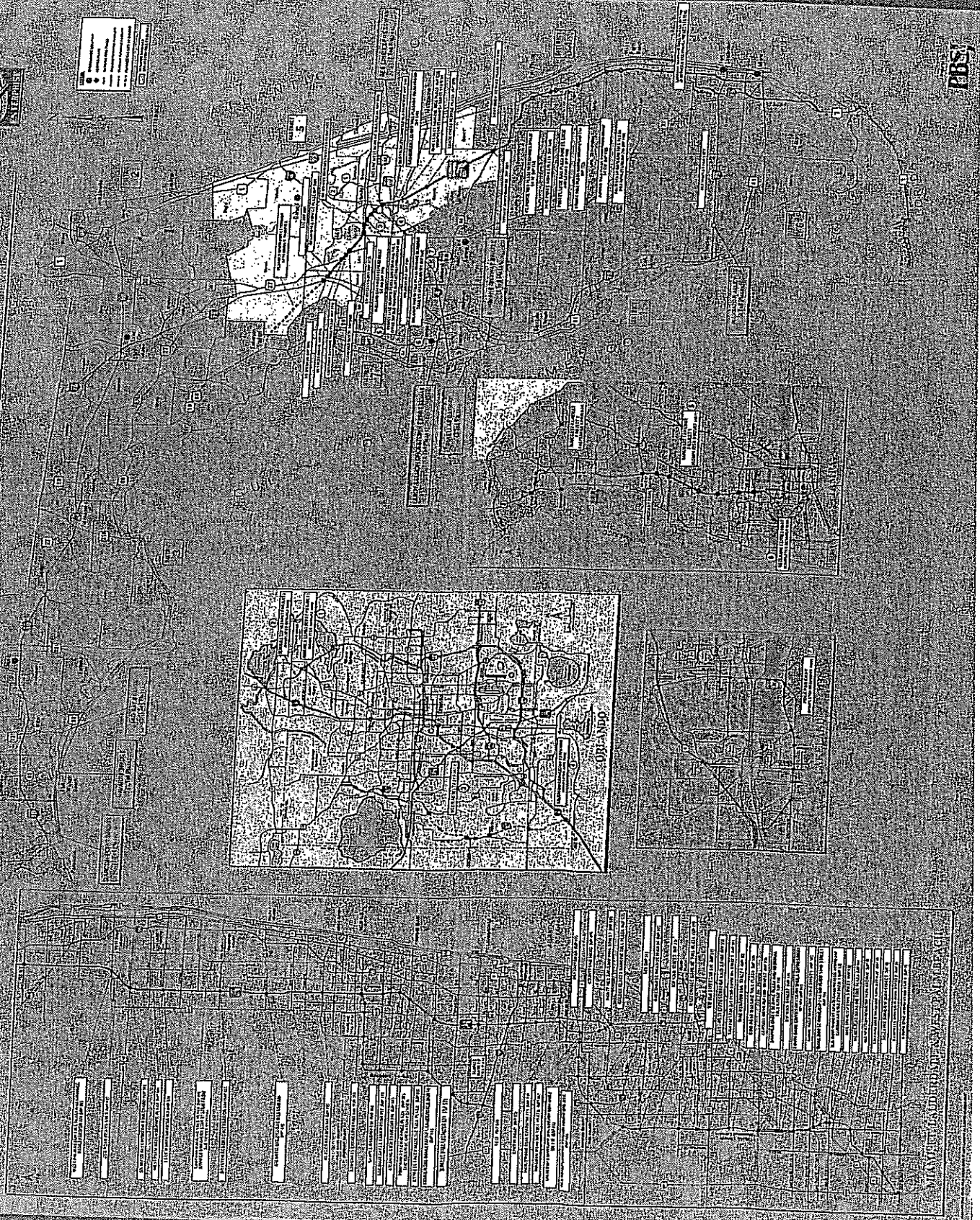
Date: NOV 27 2006

Attachment: 1





Florida's Turnpike System



PBS

MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION

USACE PERMIT STREAMLINING QUALITY ENHANCEMENT STRATEGIES (QES) FOR WETLAND IMPACT MINIMIZATION

1. OBJECTIVES:

In adherence to the below policies and guidelines and in furtherance of our joint efforts to streamline the federal permitting process, FDOT desire to develop specific Quality Enhancement Strategies for District's Two, Three, and Five capacity improvement projects. These QES's would be aimed at providing reasonable assurances to the regulatory agencies that FDOT projects have been designed to minimize wetland impacts as much as is practicable while conforming to acceptable design criteria without jeopardizing public safety.

Presidential Executive Order 11990 entitled "Protection of Wetlands", dated May 23, 1977 establishes a National Policy to "avoid to the extent possible the long-term and short-term adverse impacts associated with the destruction or modification of wetlands and to avoid direct or indirect support of new construction in wetlands wherever there is a practicable alternative." In implementing this Presidential Executive Order, the U.S. Department of Transportation set forth its policy on wetlands in USDOT Order 5660.1A "Preservation of the Nation's Wetlands", dated August 24, 1978, which is "to assure the protection, preservation and enhancement of the Nation's wetlands to the fullest extent practicable during the planning, construction and operation of transportation facilities and projects. New construction in wetlands shall be avoided unless there is no practicable alternative to the construction and the proposed action includes all practicable measures to minimize harm to wetlands which may result from such construction. In making a finding of no practicable alternative, economic, environmental and other factors may be taken into account. Some additional cost alone will not necessarily render alternatives or minimization measures impracticable since additional cost would normally be recognized as necessary and justified to meet national wetland policy objectives."

In carrying out USDOT Order 5660.1A, the Federal Highway Administration has implemented its wetland policy through the Technical Advisory T 6640.8A, dated October 30, 1987, which provides guidance on the preparation of environmental documents including the assessment of project impacts on wetlands. The Technical Advisory prescribes a wetland evaluation methodology which, in part, calls for:

- An evaluation of all project alternatives including avoidance alternatives,
- A formal wetlands finding stating that no practical alternatives to the wetland taking exist, if such is the case, and, among others,
- An evaluation of all practicable measures to minimize harm to wetlands.

2. IMPLEMENTATION:

A. Perform early identification and quantification of wetland locations and preliminary impacts at PD&E and design stages.

U.S. Army Corps of Engineers
Permit # 5A5-92
Date: NOV 27 2006
Attachment: 2



B. Determine possible wetland avoidance strategies and verify validity of alignment alternatives from the Preliminary Engineering Report.

C. Perform alternative design analysis.

1. Reduce roadway and pond footprint in order to avoid and / or minimize wetland impacts. Considerations may include:

Roadway:

- A. Median widths
- B. Fill slopes
- C. Shoulder widths
- D. Guardrail
- E. Bridge vs. embankment

Ponds:

- A. Relocation of pond sites
- B. Providing alternative treatment methods

2. Quantify impact reduction.

3. Evaluate safety aspects.

4. Provide cost of alternatives.

D. Prepare written summary of analysis and conclusions at the Phase I Plans Stage. Review and comment by Department Planning, Environmental and Production/Permitting staff.

E. Obtain concurrence from Department Roadway District Design Engineer or Interstate Design Engineer at the Phase II plan stage.

3. BENEFITS:

Implementation of these strategies will allow early identification and reduction of environmental impacts thereby streamlining the regulatory and production process.

Table 1

Federally Listed Species in Florida

Consultation for SAJ 92 - 2006 - Florida Department of Transportation Districts 2,3,5, and Florida's Turnpike Enterprise

Animals

Finding	Agency	Status	Species Listing
---------	--------	--------	-----------------

MAMMALS

NE	FWS	E	Deer, Key (<i>Odocoileus virginianus clavium</i>)
MANLAA*	FWS	E	Manatee, West Indian (<i>Trichechus manatus</i>)
NE	FWS	E	Mouse, Anastasia Island beach (<i>Peromyscus polionotus phasma</i>)
NE	FWS	E	Mouse, Choctawhatchee beach (<i>Peromyscus polionotus allophrys</i>)
NE	FWS	E	Mouse, Key Largo cotton (<i>Peromyscus gossypinus allapaticola</i>)
NE	FWS	E	Mouse, Perdido Key beach (<i>Peromyscus polionotus trissyllepsis</i>)
NE	FWS	T	Mouse, southeastern beach (<i>Peromyscus polionotus niveiventris</i>)
NE	FWS	E	Mouse, St. Andrew beach (<i>Peromyscus polionotus peninsularis</i>)
NE	FWS	E	Panther, Florida (<i>Puma concolor coryi</i>)
NE	FWS	E	Rabbit, Lower Keys marsh (<i>Sylvilagus palustris hefneri</i>)
NE*	FWS	E	Rice rat (lower FL Keys) (<i>Oryzomys palustris natator</i>)
NE	FWS	E	Vole, Florida salt marsh (<i>Microtus pennsylvanicus dukecampbelli</i>)
NE	NMFS	E	Whale, finback (<i>Balaenoptera physalus</i>)
NE	NMFS	E	Whale, humpback (<i>Megaptera novaeangliae</i>)
NE*	NMFS	E	Whale, right (<i>Balaena glacialis</i>)
NE	FWS	E	Woodrat, Key Largo (<i>Neotoma floridana smalli</i>)

BIRDS

MANLAA	FWS	T	Caracara, Audubon's crested (FL pop.) (<i>Polyborus plancus audubonii</i>)
MANLAA	FWS	T	Eagle, bald (<i>Haliaeetus leucocephalus</i>)
MANLAA	FWS	T	Jay, Florida scrub (<i>Aphelocoma coerulescens</i>)
NE	FWS	E	Kite, Everglade snail (<i>Rostrhamus sociabilis plumbeus</i>)
MANLAA*	FWS	T	Plover, piping (<i>Charadrius melodus</i>)
NE	FWS	E	Sparrow, Cape Sable seaside (<i>Ammodramus (=Ammodramus) maritimus mirabilis</i>)
MANLAA	FWS	E	Sparrow, Florida grasshopper (<i>Ammodramus savannarum floridanus</i>)
MANLAA	FWS	E	Stork, wood (<i>Mycteria americana</i>)
MANLAA	FWS	T	Tem, Roseate (<i>Sterna dougallii dougallii</i>)
MANLAA	FWS	E	Woodpecker, red-cockaded (<i>Picoides borealis</i>)

REPTILES & AMPHIBIANS

NE	FWS	E	Crocodile, American (<i>Crocodylus acutus</i>)
MANLAA	FWS	T	Salamander, flatwoods (<i>Ambystoma cingulatum</i>)
NE	NMFS/FW	T	Sea turtle, green (<i>Chelonia mydas</i>)
NE	NMFS/FW	E	Sea turtle, hawksbill (<i>Eretmochelys imbricata</i>)
NE	NMFS/FW	E	Sea turtle, Kemp's ridley (<i>Lepidochelys kempi</i>)
NE	NMFS/FW	E	Sea turtle, leatherback (<i>Dermochelys coriacea</i>)
NE	NMFS/FW	T	Sea turtle, loggerhead (<i>Caretta caretta</i>)
MANLAA	FWS	T	Skink, bluetail mole (<i>Eumeces egregius lividus</i>)
MANLAA	FWS	T	Skink, sand (<i>Neoseps reynoldsi</i>)
NE	FWS	T	Snake, Atlantic salt marsh (<i>Nerodia clarkii taeniata</i>)
MANLAA	FWS	T	Snake, eastern indigo (<i>Drymarchon corais couperi</i>)

FISH

MANLAA	FWS	E	Darter, Okaloosa (<i>Etheostoma okaloosae</i>)
NE	NMFS	E	Sawfish, Smalltooth (<i>Pristis pectinata</i>)
MANLAA*	NMFS/FW	T	Sturgeon, Gulf (<i>Acipenser oxyrinchus desotoi</i>)

U.S. Army Corps of Engineers

Permit # SAJ 92

Date: NOV 27 2006

Attachment: 3



NE	NMFS	E	Sturgeon, shortnose (<i>Acipenser brevirostrum</i>)
			INVERTEBRATES
MANLAA	FWS	T	Bankclimber, purple (<i>Elliptoides sloatianus</i>)
MANLAA	FWS	C	Bean, Choctaw (<i>Villosa choctawensis</i>)
MANLAA	FWS	C	Beetle, Highlands tiger (<i>Cicindela highlandensis</i>)
MANLAA	FWS	C	Butterfly, Miami Blue (<i>Cyclargus (=Hemiargus) thomasi bethunebakeri</i>)
NE	FWS	E	Butterfly, Schaus swallowtail (<i>Heracles aristodemus ponceanus</i>)
NE	NMFS	C	Coral, Elkhorn (<i>Acropora palmata</i>)
NE	NMFS	C	Coral, Staghorn (<i>Acropora cervicornis</i>)
MANLAA	FWS	C	Ebonyshell, round (<i>Fusconaia Rotulata</i>)
MANLAA	FWS	C	Kidneyshell, southern (<i>Ptychobranhus jonesi</i>)
MANLAA	FWS	E	Moccasinshell, Gulf (<i>Medionidus penicillatus</i>)
MANLAA	FWS	E	Moccasinshell, Ochlockonee (<i>Medionidus simpsonianus</i>)
MANLAA	FWS	C	Pigtoe, fuzzy (<i>Pleurobema strodeanum</i>)
MANLAA	FWS	C	Pigtoe, narrow (<i>Fusconaia escambia</i>)
MANLAA	FWS	E	Pigtoe, oval (<i>Pleurobema pyriforme</i>)
MANLAA	FWS	C	Pigtoe, tapered (<i>Quincuncina burkei</i>)
MANLAA	FWS	E	Pocketbook, shinyrayed (<i>Lampsilis subangulata</i>)
MANLAA	FWS	C	Sandshell, southern (<i>Lampsilis australis</i>)
NE	FWS	T	Snail, Stock Island tree (<i>Orthalicus reses</i>)
MANLAA	FWS	T	Slabshell, Chipola (<i>Elliptio chipolaensis</i>)
MANLAA	FWS	E	Three-ridge, fat (<i>Amblema neisleri</i>)

Plants

Finding	Agency	Status	Species Listing
MANLAA	FWS	E	Aster, Florida golden (<i>Chrysopsis floridana</i>)
MANLAA	FWS	C	Aster, Georgia (<i>Symphyotrichum georgianum</i>)
MANLAA	FWS	E	Beargrass, Britton's (<i>Nolina brittoniana</i>)
MANLAA	FWS	E	Beauty, Harper's (<i>Harperocallis flava</i>)
MANLAA	FWS	E	Bellflower, Brooksville (<i>Campanula robinsiae</i>)
MANLAA	FWS	T	Birds-in-a-nest, white (<i>Macbridea alba</i>)
MANLAA	FWS	E	Blazingstar, scrub (<i>Liatris ohlingerae</i>)
MANLAA	FWS	T	Bonamia, Florida (<i>Bonamia grandiflora</i>)
MANLAA	FWS	C	Brickell-bush, Florida (<i>Brickellia mosieri</i>)
MANLAA	FWS	T	Buckwheat, scrub (<i>Eriogonum longifolium gnaphalifolium</i>)
MANLAA	FWS	C	Bully, Everglades (<i>Sideroxylon reclinatum ssp. Austrofloridense</i>)
MANLAA	FWS	T	Butterwort, Godfrey's (<i>Pinguicula ionantha</i>)
NE	FWS	C	Cactus, Florida semaphore (<i>Consolea corallicola</i>)
NE	FWS	E	Cactus, Key tree (<i>Pilosocereus robinii</i>)
MANLAA	FWS	E	Campion, fringed (<i>Silene polypetala</i>)
MANLAA	FWS	E	Chaffseed, American (<i>Schwalbea americana</i>)
MANLAA	FWS	E	Cladonia, Florida perforate (<i>Cladonia perforata</i>)
MANLAA	FWS	C	Crabgrass, Florida pineland (<i>Digitaria pauciflora</i>)
MANLAA	FWS	C	Flax, Carter's small-flowered (<i>Linum carteri carteri</i>)
NE	FWS	C	Flax, sand (<i>Linum arenicola</i>)
MANLAA	FWS	E	Fringe-tree, pygmy (<i>Chionanthus pygmaeus</i>)
MANLAA	FWS	T	Gooseberry, Miccosukee (<i>Ribes echinellum</i>)
MANLAA	FWS	E	Gourd, Okeechobee (<i>Cucurbita okeechobeensis okeechobeensis</i>)
MANLAA	FWS	E	Harebells, Avon Park (<i>Crotalaria avonensis</i>)
MANLAA	FWS	E	Hypericum, highlands scrub (<i>Hypericum cumulicola</i>)
NE	FWS	C	Indigo, Florida (<i>Indigofera mucronata keyensis</i>)
MANLAA	FWS	E	Jacquemontia, beach (<i>Jacquemontia reclinata</i>)
MANLAA	FWS	E	Lead-plant, Crenulate (<i>Amorpha crenulata</i>)
MANLAA	FWS	E	Lupine, scrub (<i>Lupinus aridorum</i>)

MANLAA	FWS	E	Meadowrue, Cooley's (<i>Thalictrum cooleyi</i>)	
MANLAA	FWS	E	Milkpea, Small's (<i>Galactia smallii</i>)	
MANLAA	FWS	E	Mint, Garrett's (<i>Dicerandra christmanii</i>)	
MANLAA	FWS	E	Mint, Lakela's (<i>Dicerandra immaculata</i>)	
MANLAA	FWS	E	Mint, longspurred (<i>Dicerandra cornutissima</i>)	
MANLAA	FWS	E	Mint, scrub (<i>Dicerandra frutescens</i>)	
MANLAA	FWS	E	Mustard, Carter's (<i>Warea carteri</i>)	
MANLAA	FWS	E	Pawpaw, beautiful (<i>Deeringothamnus pulchellus</i>)	
MANLAA	FWS	E	Pawpaw, four-petal (<i>Asimina tetramera</i>)	
MANLAA	FWS	E	Pawpaw, Rugel's (<i>Deeringothamnus rugelii</i>)	
NE	FWS	C	Pea, Big Pine partridge (<i>Chamaecrista lineata keyensis</i>)	
MANLAA	FWS	T	Pigeon wings (<i>Cillitoria fragrans</i>)	
MANLAA	FWS	E	Pinkroot, gentian (<i>Spigelia gentianoides</i>)	
MANLAA	FWS	E	Plum, scrub (<i>Prunus geniculata</i>)	
MANLAA	FWS	E	Polygala, Lewton's (<i>Polygala lewtonii</i>)	
MANLAA	FWS	E	Polygala, tiny (<i>Polygala smallii</i>)	
MANLAA	FWS	E	Pondberry (<i>Lindera melissifolia</i>)	
MANLAA	FWS	C	Prairie-clover, Florida (<i>Dalea carthagenensis floridana</i>)	
MANLAA	FWS	E	Prickly-apple, fragrant (<i>Cereus eriophorus fragrans</i>)	
MANLAA	FWS	E	Rhododendron, Chapman (<i>Rhododendron chapmanii</i>)	
MANLAA	FWS	E	Rosemary, Apalachicola (<i>Conradina glabra</i>)	
MANLAA	FWS	E	Rosemary, Etonia (<i>Conradina etonia</i>)	
MANLAA	FWS	E	Rosemary, short-leaved (<i>Conradina brevifolia</i>)	
MANLAA	FWS	E	Sandlace (<i>Polygonella myriophylla</i>)	
MANLAA	FWS	C	Sandmat, pineland (<i>Chamaesyce deltoidea pinetorum</i>)	
NE*	NMFS	T	Seagrass, Johnson's (<i>Halophila johnsonii</i>)	
MANLAA	FWS	C	Silverbrush, Blodgett's (<i>Argythamnia blodgettii</i>)	
MANLAA	FWS	T	Skullcap, Florida (<i>Scutellaria floridana</i>)	
MANLAA	FWS	E	Snakeroot (<i>Eryngium cuneifolium</i>)	
MANLAA	FWS	E	Spurge, deltoid (<i>Chamaesyce deltoidea deltoidea</i>)	
MANLAA	FWS	T	Spurge, Garber's (<i>Chamaesyce garberi</i>)	
MANLAA	FWS	T	Spurge, telephus (<i>Euphorbia telephioides</i>)	
NE	FWS	C	Spurge, wedge (<i>Chamaesyce deltoidea serpyllum</i>)	
NE	FWS	C	Thoroughwort, Cape Sable (<i>Chromolaena frustrata</i>)	
MANLAA	FWS	E	Torreya, Florida (<i>Torreya taxifolia goveriana</i>)	
MANLAA	FWS	E	Warea, wide-leaf (<i>Warea amplexifolia</i>)	
MANLAA	FWS	E	Water-willow, Cooley's (<i>Justicia cooleyi</i>)	
MANLAA	FWS	T	Whitlow-wort, papery (<i>Paronychia chartacea</i>)	
MANLAA	FWS	E	Wireweed (<i>Polygonella basiramia</i>)	
MANLAA	FWS	E	Ziziphus, Florida (<i>Ziziphus celata</i>)	
* Finding also applies to Designated Critical Habitat				

SELF-CERTIFICATION STATEMENT OF COMPLIANCE

Permit Number: SAJ-*
Application Number: *

Permittee's Name & Address (please print or type): _____

Telephone Number: _____

Location of the Work: _____

Date Work Started: _____ Date Work Completed: _____

Description of the Work (e.g., bank stabilization, residential or commercial filling, docks, dredging, etc.): _____

Acreage or Square Feet of Impacts to Waters of the United States: _____

Describe Mitigation completed (if applicable): _____

Describe any Deviations from Permit (attach drawing(s) depicting the deviations): _____

I certify that all work, and mitigation (if applicable) was done in accordance with the limitations and conditions as described in the permit with the exception of the deviations described above. Any deviations are depicted on the attached drawing(s).

Signature of Permittee

Date

U.S. Army Corps of Engineers
Permit # SAJ-92
Date: NOV 27 2006
Attachment: 4



U.S. Army Corps of Engineers
Permit # 545-92
Date: NOV 27 2006
Attachment: 5



GENERAL CONDITIONS FOR DEPARTMENT OF THE ARMY PERMITS

General Conditions

1. The time limit for completing the work authorized ends on _____.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature and mailing address of the new owner in the space provided below and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Further Information:

1. Limits of this authorization.
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal projects.
2. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
 - a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
 - b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
 - c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
 - d. Design or construction deficiencies associated with the permitted work.
 - e. Damage claims associated with any future modification, suspension, or revocation of this permit.

3. **Reliance on Applicant's Data:** The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
4. **Reevaluation of Permit Decision:** This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
- a. You fail to comply with the terms and conditions of this permit.
 - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 3 above).
 - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.
5. Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.
6. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

(TRANSFEEE-SIGNATURE)

(DATE)

(NAME-PRINTED)

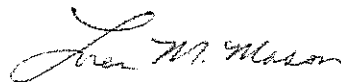
(ADDRESS)

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including cumulative impacts thereof; among these are conservation, economics, esthetics, general environmental concerns, wetlands, historical properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people. Evaluation of the impact of the activity on the public interest will also include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act of the criteria established under authority of Section 102(a) of the Marine, Protection, Research, and Sanctuaries Act of 1972. A permit will be granted unless its issuance is found to be contrary to the public interest.

The US Army Corps of Engineers (Corps) is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make or deny this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

COASTAL ZONE MANAGEMENT CONSISTENCY: In Florida, the State approval constitutes compliance with the approved Coastal Zone Management Plan. In Puerto Rico, a Coastal Zone Management Consistency Concurrence is required from the Puerto Rico Planning Board. In the Virgin Islands, the Department of Planning and Natural Resources permit constitutes compliance with approved Coastal Zone Management Plan.

REQUEST FOR PUBLIC HEARING: Any person may request a public hearing. The request must be submitted in writing to the District Engineer within the designated comment period of the notice and must state the specific reasons for requesting the public hearing.



Loren M. Mason, PhD
Acting Chief, Regulatory Division